THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

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WRIT PETITION NO : 18590 of 2005

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DATED: 23-08-2005

Vadamalapeta Vidhya Committee,

Z.P. High School,

rep., by its Chairperson, Smt. V. Naghubushanamma.

..... PETITIONER

AND

The District Collector,

Chittoor,

Chittoor District & 3 others.

.....RESPONDENTS

ORDER:

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This Writ Petition is filed under Article 226 of the Constitution of India seeking a Mandamus directing the respondents to continue the petitioner committee as Vidhya committee of Z.P. High School, Boys and Girls, Vadamalapeta.

2. It is the case of the petitioner that she was elected as Chairperson of the petitioner Vidya Committee. At the time of conducting the elections the High school for boys and girls was one and the same. On 25-07-2005 the Z.P.High School, Vadamalapet has been bifurcated into boys High school and girls High school. The committee, which was formed before bifurcation of the High School, has the power to administer the schools. The respondents instead of allowing the petitioner committee to exercise the powers conferred on it cancelled the membership. Aggrieved thereby, the petitioner approached this Court by way of filing the present Writ Petition.

3. Heard both sides.

4. I have perused the entire material on record.

5. *Prima facie,* it is an admitted case of the petitioner that to contest in the election and to become a member of the committee one should be the parent of the children studying in the said High School. In view of the bifurcation of the said High school on

25-07-2005 as boys High School and Girls High School, as the petitioner's daughter is studying in the girls school the membership of the petitioner should go to the girls High school. As seen from the order impugned in this Writ Petition, it is a reply given to the show cause notice given by the petitioner. As the petitioner's daughter is studying in the girls High school, her membership should go to the girls High school only. The order impugned needs no interference. Therefore, the Writ Petition fails.

6. Accordingly, the Writ Petition is dismissed. No order as to costs.

(ELIPE DHARMA RAO,J)

23rd August, 2005.

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